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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT:
SERIAL NO.
FILING DATE:
INVENTION:

Omaru et al.
10/787,046
February 25, 2004

ATTORNEY DOCKET NO. 09793822-0193
GROUP ART UNIT: 1745
EXAMINER: not yet assigned

"ANODE MATERIAL FOR NON-AQUEOUS ELECTROLYTE SECONDARY BATTERY AND
NON-AQUEOUS ELECTROLYTE SECONDARY BATTERY USING SUCH ANODE MATERIAL"

JUL 30 2004

INFORMATION DISCLOSURE STATEMENT TRANSMITTAL LETTER

Commissioner of Patents
Alexandria, VA 22313-1450

Sir:

Submitted herewith is an Information Disclosure Statement for consideration in the above-identified application. This Information Disclosure Statement is submitted:

Within 3 months (1) of filing date of a national application; (2) of date of entry of the national stage as set forth in 37 C.F.R. §1.491 in an international application; or (3) before the mailing date of a first Office Action on the merits, whichever occurs last. (No fee is required.)

After the mailing date of a first Office Action but before (1) mailing of a final action under 37 C.F.R. §1.113; or (2) mailing of a notice of allowance under §1.311, whichever occurs first.

Payment for the fee set forth in 37 C.F.R. §1.17(p) accompanies this submission; or

The certification specified in 37 C.F.R. §1.97(e) is made below. (No fee is required.)

After the mailing of (1) a final action under 37 C.F.R. §1.113; or (2) a notice of allowance under 37 C.F.R. §1.311 whichever occurs first, but **before** payment of the issue fee. The certification specified in 37 C.F.R. §1.97(e) is made below. The Commissioner hereby is petitioned to consider the Information Disclosure Statement accompanying this submission. Payment for the Petition fee set forth in 37 C.F.R. §1.17(i)(1) accompanies this submission.

The undersigned counsel for applicant(s) hereby certifies each item of information contained in the Information Disclosure Statement was first cited in any communication from a foreign Patent Office in a counterpart foreign application not more than three months prior to the filing of this Information Disclosure Statement.

The undersigned counsel for applicant(s) hereby certifies that no item of information contained in the Information Disclosure Statement was first cited in any communication from a foreign Patent Office in a counterpart foreign application, or to the knowledge of the undersigned, after making reasonable inquiry, was known to any individual designated in 37 C.F.R. §1.56(c) more than three months prior to the filing of this Information Disclosure Statement.

PTO Credit Card Form 2038 in the amount of \$180.00 to cover the required fee is enclosed.

The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Account No. 19-3140. *A duplicate copy of this sheet is enclosed for this purpose.*

Very respectfully,

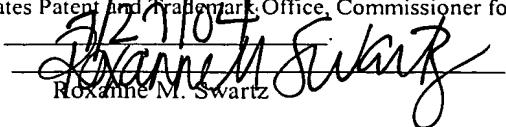
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CERTIFICATE OF MAILING

I hereby certify that this Information Disclosure Statement is being deposited with the United States Postal Service in an envelope addressed to the Commissioner of Patents at the United States Patent and Trademark Office, Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450 via First Class Mail on 312/10/04


Roxanne M. Swartz



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Commissioner for Patents
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Alexandria, VA 22313-1450

INFORMATION DISCLOSURE STATEMENT

Sir:

In accordance with the provisions of 37 C.F.R. § 1.56, Applicants request that citation and examination of the references identified on the attached PTO-1449 form, copies of which are enclosed herewith in accordance with 37 C.F.R. §1.98, be made during the course of examination of the above-referenced application for United States Letters Patent.

I. SUBMITTED UNITED STATES PATENT REFERENCES

Reference	Number	Patentee	Issue Date
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II. SUBMITTED FOREIGN PATENT REFERENCES

<u>Reference</u>	<u>Number</u>	<u>Country</u>	<u>Date of Publication</u>
BA	0 675 555	EP	October 4, 1995

III. OTHER NON PATENT LITERATURE DOCUMENTS

CA Imanishi, N. et al., *The Structure and Charge-Discharge Characteristics of Mesophase - Pitch Based Carbons*, PROCEEDINGS OF THE SYMPOSIUM ON HIGH POWER, AMBIENT TEMPERATURE LITHIUM BATTERIES. PHOENIX, October 13-17, 1991, PROCEEDINGS OF THE ANNUAL MEETING OF THE ELECTROCHEMICAL SOCIETY, PENNINGTON, ES, US, Vol. MEETING 180, October 13, 1991, pp. 80-89.

REMARKS

References BA and CA are of record in a search report for counterpart European Patent Application No. EP 04 00 3081. A copy of the Search Report is enclosed.

Submitted by,

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DATE: July 27, 2004 SHEET _1_ of _1_

Form PTO - 1449 (Modified)

FORM PTO-1449 U.S. DEPARTMENT OF COMMERCE
(Modified) PATENT AND TRADEMARK OFFICE

ATTY. DOCKET NO.

09793822-0193

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FILING DATE

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GROUP

1745

INFORMATION DISCLOSURE
STATEMENT BY APPLICANT

(Use several sheets if necessary)

(37 CFR 1.98 (b))

U.S. PATENT DOCUMENTS

EXAMINER INITIAL		PATENT NUMBER	ISSUE DATE	PATENTEE	CLASS	SUB CLASS	FILING DATE

FOREIGN PATENT OR PUBLISHED FOREIGN PATENT APPLICATION

		DOCUMENT NUMBER	PUBLICATION DATE	COUNTRY OR PATENT OFFICE	CLASS	SUB CLASS	TRANSLATION
					YES	NO	
	BA	0 6 7 5 5 5 5	October 4, 1995	EP		X	

OTHER DOCUMENTS (Including Author, Title, Date, Place of Publication)

CA		Imanishi, N. et al., <i>The Structure and Charge-Discharge Characteristics of Mesophage - Pitch Based Carbons</i> , PROCEEDINGS OF THE SYMPOSIUM ON HIGH POWER, AMBIENT TEMPERATURE LITHIUM BATTERIES. PHOENIX, October 13-17, 1991, PROCEEDINGS OF THE ANNUAL MEETING OF THE ELECTROCHEMICAL SOCIETY, PENNINGTON, ES, US, Vol. MEETING 180, October 13, 1991, pp. 80-89.

EXAMINER

DATE CONSIDERED

EXAMINER: Initial citation considered. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

(Form PTO-1449)